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5 Attorney for Defendant,  
6 JESUS TAMAYO TAMAYO

7 IN THE UNITED STATES DISTRICT COURT  
8 FOR THE EASTERN DISTRICT OF CALIFORNIA

9  
10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 JESUS TAMAYO TAMAYO,

14 Defendant.

15 } **No. CR-S-05-113-LKK**

16 } **STIPULATION TO CONTINUE  
17 SENTENCING DATE AND  
18 DISCLOSURE SCHEDULE;  
19 ORDER**

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21 THE PARTIES TO THIS ACTION, JESUS TAMAYO TAMAYO, by and  
22 through his appointed counsel of record, Lindsay Anne Weston, and Plaintiff  
23 United States of America, through its counsel, Assistant United States Attorney  
24 Robert Twiss, hereby stipulate and request this Court continue the sentencing date  
25 scheduled in this matter on November 14, 2006, at 9:30 a.m. to January 23, 2007,  
26 at 9:30 a.m.  
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29 This is the second request for a continuance which is made by the defense.  
30 It is to allow defense counsel additional time to conduct and complete  
31 investigation of issues she deems pertinent to the sentence in this matter, more  
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1 specifically, information supporting undersigned defense counsel's opinion that  
2 defendant suffers acquired cognitive dysfunction/brain damage. Additionally,  
3 defense counsel is unavailable on November 14, 2006, as she has oral argument  
4 in the Ninth Circuit Court of Appeals. The basis for this continuance and the  
5 proposed dates for the disclosure and objections to the pre-sentence report have  
6 been discussed with United States Probation Officer Terry Sherbondy.  
7 Undersigned defense counsel does not intend, absent unforeseen circumstances,  
8 to request any additional extensions for preparation.

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11 The parties further request this Court adopt the following schedule for  
12 disclosure of and objections to the Pre-Sentence Report:

13 Sentencing Motions and Motions to Correct PSR: January 16, 2007

14 Filing and Disclosure of PSR to Court and parties: January 9, 2007

15 Counsel's written objections to PSR to Probation: December 26, 2006

16 Proposed PSR disclosed to parties: December 12, 2006

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1 This Stipulation is also based on all records and pleadings in this matter.  
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4 Resepctfully submitted,  
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7 DATED: October 11, 2006  
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10 \_\_\_\_\_/s \_\_\_\_\_  
11 LINDSAY ANNE WESTON  
12 Counsel for Defendant Tamayo  
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15 DATED: October 16, 2006  
16  
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18 \_\_\_\_\_/s/  
19 ROBERT TWISS  
20 Counsel for Plaintiff  
21 United States of America  
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23

24 **[PROPOSED] ORDER**  
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27 GOOD CAUSE APPEARING, the sentencing is continued to January 23,  
28 2007, at 9:30 a.m. and the above disclosure schedule is adopted.

29 DATED: October 19, 2006  
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33 LAWRENCE K. KARLTON  
34 SENIOR JUDGE  
35 UNITED STATES DISTRICT COURT  
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